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Attorneys for Defendant
TD Ameritrade, Inc.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

JASON THOMAS, individually, and on behalf of all others similarly situated,)	Case No.: C 08-02397 WDB
)	
Plaintiff,)	<u>CLASS ACTION</u>
)	
vs.)	STIPULATION AND [PROPOSED] ORDER
)	TO CONTINUE CASE MANAGEMENT
)	CONFERENCE DATE
TD AMERITRADE, INC.,)	
)	
Defendant.)	
_____)	

WHEREAS, this Court's September 30, 2008 Case Management Order required the parties
to attend a private mediation before December 9, 2008;

1 **WHEREAS**, the parties attended a private mediation on December 9, 2008 and reached a
2 tentative settlement;

3
4 **IT IS THEREFORE STIPULATED AND AGREED**, by and between the parties hereto,
5 through their attorneys of record, as follows:

6 The Case Management Conference, currently set for December 18, 2008, should be
7 continued to at least February 10, 2008⁹.

8
9 I, Eileen M. Bissen, attest that I have obtained concurrence from Julie A. Kole in the filing
10 of this Stipulation and Proposed Order Continuing the Case Management Conference Date. *See* N.D.
11 Cal. General Order 45 § 10(b).

12
13 Dated: December 11, 2008

KEESAL, YOUNG & LOGAN, APC

14
15 By: /e/Julie A. Kole
16 Julie A. Kole, Esq.
17 Attorneys for Defendant
18 TD Ameritrade, Inc.

19 Dated: December 11, 2008

SCOTT COLE & ASSOCIATES, APC

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21 By: /e/Eileen M. Bissen
22 Eileen M. Bissen, Esq.
23 Attorneys for the Representative Plaintiff
24 and the Plaintiff Class
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1 **IT IS HEREBY ORDERED** that:

2 The Case Management Conference, currently scheduled for December 18, 2008, is
3 hereby continued to February 19, 2009, at 4:00 p.m. ____.

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6 Dated: December 12, 2008

7 By:


Hon. Wayne D. Brazil
United States Magistrate Judge

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